UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT NEW YORK

SCOTT PONTONE,

Plaintiff

Docket No.

vs.

08-cv-6314 (WHP)

THE YORK GROUP, INC.,

MILSO INDUSTRIES CORPORATION,

Motion to Admit Counsel Pro Hac Vice

Filed 07/16/2008

and

MATTHEWS INTERNATIONAL CORPORATION,

Defendants

MOTION TO ADMIT DARYL W. FAIRBAIRN PRO HAC VICE

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Edmund Aronowitz, a member in good standing of the bar of this Court, hereby move for an Order allowing the admission pro hac vice of:

Applicant's Name:

Daryl W. Fairbairn

Firm Name:

Clifford Chance US LLP

Address:

31 W 52nd St.

City/State/Zip:

New York, NY 10019

Phone Number:

(212) 878-4960

Fax Number:

(212) 878-8375

Daryl W. Fairbairn is a member in good standing of the Bar of the State of New York. There are no pending disciplinary proceedings against Mr. Fairbairn in any State or Federal court.

Dated: New York, New York July 16, 2008

Respectfully submitted,

Edmund Aronowitz (EA 0542) CLIFFORD CHANCE US LLP 31 West 52nd Street New York, New York 10019

Tel.: 212-878-8000 Fax: 212-878-8375

 $E\text{-}mail:edmund.aronowitz@cliffordchance.com}$

Attorney for Plaintiff

Scott Pontone

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT NEW YORK

SCOTT PONTONE,		
Plaintiff	Docket No.	
vs.	08-cv-6314 (WHP)	
THE YORK GROUP, INC.,		
MILSO INDUSTRIES CORPORATION,	AFFIDAVIT OF EDMUND ARONOWITZ IN SUPPORT OF MOTION TO ADMIT	
and	COUNSEL PRO HAC VICE	
MATTHEWS INTERNATIONAL CORPORATION,		
Defendants		

State of New York)	
)	SS
County of New York)	

Edmund Aronowitz, being duly sworn, hereby deposes and says as follows:

- 1. I am an associate at Clifford Chance US LLP, counsel for Plaintiff in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's Motion to admit Daryl W. Fairbairn as counsel pro hac vice to represent Plaintiff in this matter.
- 2. I am a member in good standing of the bar of the State of New York, and was admitted to practice law in July, 2006. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.
- 3. I have known Mr. Fairbairn since 2007.
- 4. Mr. Fairbairn is an associate of Clifford Chance US LLP, in New York, New York.

- 5. I have found Mr. Fairbairn to be a skilled attorney and a person of integrity. He is experienced in Federal practice and familiar with the Federal Rules of Procedure.
- 6. Accordingly, I am pleased to move the admission of Daryl W. Fairbairn, pro hac vice.
- 7. I respectfully submit a proposed order granting the admission of Daryl W. Fairbairn, pro hac vice, which is attached hereto as exhibit A.

Wherefore it is respectfully requested that the motion to admit Daryl W. Fairbairn, pro hac vice, to represent Plaintiff in this matter be granted.

Dated: New York, New York July 16, 2008

Notarized:

Respectfully submitted,

Edmund Aronowitz (EA 0542) CLIFFORD CHANCE US LLP

31 West 52nd Street

New York, New York 10019

Tel.: 212-878-8000 Fax: 212-878-8375

E-mail:edmund.aronowitz@cliffordchance.com

Attorney for Plaintiff

Scott Pontone

DAMIEN A. MUNHIS
Notary Public, State of New York
No. 016001120842
Qualified in Sulfelk County
Cavallage in How York County
Examples Place in How York County
Examples Supplies Dec. 27, 2008

Appellate Division of the Supreme Court of the State of New York **First Judicial Department**

I, John M. McConnell, Clerk of the Appellate Division of the Supreme Court of the State of New York, First Judicial Department, certify that

DARYL WILLIAM FAIRBAIRN

was duly licensed and admitted to practice as an Attorney and Counsellor at Haw in all the courts of the State of New York on the 17th day of December, 2001 has duly taken and subscribed the outh of office prescribed by law, has been enrolled in the Roll of Attorneys and Counsellors at Law on file in my office, has duly registered with the administrative office of the courts, and according to the records of this court is in good standing as an attorney and counsellor at law.

> In Mitness Mhereof, I have hereunto set my hand and affixed the seal of this court on

> > July 14, 2008

Clerk of the Court

UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT NEW YORK

SCOTT PONTONE,

Plaintiff

Docket No.

VS.

08-cv-6314 (WHP)

THE YORK GROUP, INC.,

MILSO INDUSTRIES CORPORATION,

ORDER FOR ADMISSION

PRO HAC VICE

ON WRITTEN MOTION

and

MATTHEWS INTERNATIONAL CORPORATION,

Defendants

Upon the motion of Edmund Aronowitz attorney for Plaintiff Scott Pontone and said sponsor's attorney affidavit in support;

IT IS HEREBY ORDERED that

Applicant's Name: D

Daryl W. Fairbairn

Firm Name:

Clifford Chance US LLP

Address:

31 W 52nd St.

City/State/Zip:

New York, NY 10019

Phone Number:

(212) 878-4960

Fax Number:

(212) 878-8375

is admitted to practice pro hac vice as counsel for Plaintiff Scott Pontone in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) System, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward to pro hac vice fee to the Clerk of the Court.

Dated: City, State:

United States District/Magistrate Judge

CERTIFICATE OF SERVICE

I hereby certify that on July 16, 2008, copies of the Plaintiff's Motion to Admit Counsel Pro Hac Vice and supporting affidavit were served by first class mail on defendants The York Group, Inc., Milso Industries Corporation, and Matthews International Corporation, each at Two NorthShore Center, Suite 100, Pittsburgh, Pennsylvania 15212.

Edmund 8. Aronowitz (EA 0542)

Clifford Chance US LLP

31 W. 52 St.

New York, NY, 10019 Phone: (212) 878-3378 Fax: (212) 878-8375

E-mail: edmund.aronowitz@cliffordchance.com

Attorney for Plaintiff

Scott Pontone